

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

MAIL STOP RCE  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Application Number	10/026,403
Filing Date	December 21, 2001
First Named Inventor	MILLER <b>RECEIVED</b>
Art Unit	2137 <b>CENTRAL FAX CENTER</b>
Examiner Name	Shewaye Gelagay <b>AUG 24 2006</b>
Attorney Docket No.	72167.000570

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-captioned application. Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. § 1.114 (Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).)

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other: \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (including Form PTO-SB/08A and References)
- iv. ☐ Other: \_\_\_\_\_

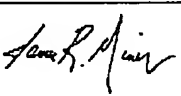
## 2. Miscellaneous

- a. ☐ Suspension of action on the above-captioned application is requested under 37 CFR. 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed three months; Fee under 37 CFR 1.17(i) required.)
- b. ☐ Other: \_\_\_\_\_

## 3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Fees are calculated as follows:
- |  | AMOUNT    | <input checked="" type="checkbox"/> Large Entity   | <input type="checkbox"/> Small Entity             |
|--|-----------|--|---|
| i. <input checked="" type="checkbox"/> RCE BASIC FEE | \$ 790.00 | \$ 790.00  | \$ 395.00   |
| ii. <input type="checkbox"/> EXTENSION FEES          | \$ 0.00   | One-Month \$ 120.00<br>Two-Month 450.00<br>Three-Month 1020.00<br>Four-Month 1590.00<br>Five-Month 2160.00 | \$ 60.00<br>225.00<br>510.00<br>795.00<br>1080.00 |
| iii. <input type="checkbox"/> OTHER                  | \$ 790.00 | \$ 0.00  | \$ 0.00   |
- b. ☐ Check in the amount of \$ \_\_\_\_\_ is enclosed. The Commissioner is hereby authorized to charge any variance between the amount enclosed and the Patent Office charges to Deposit Account No. 50-0206.
- c. ☒ The Commissioner is hereby authorized to charge the fees as indicated above, or any other required fees, or credit any overpayments, to Deposit Account No. 50-0206.

### SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Signature		Date	August 24, 2006
Typed or Printed Name	James R. Miner	Registration No.	40,444